

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

NAIEL NASSAR, M.D.,

Plaintiff,

V.

**UT SOUTHWESTERN HEALTH
SYSTEMS a/k/a UNIVERSITY OF
TEXAS SOUTHWESTERN MEDICAL
CENTER AT DALLAS,**

Defendant.

§ § 87(2)(b), (d) & (g)

CIVIL ACTION NO. 3:08-CV-1337-B

**THE UNIVERSITY OF TEXAS SOUTHWESTERN MEDICAL CENTER'S NOTICE
REGARDING U.S. SUPREME COURT DISPOSITION**

TO THE HONORABLE UNITED STATES DISTRICT COURT:

Defendant The University of Texas Southwestern Medical Center (“UT Southwestern”) files this Notice regarding the opinion issued by the United States Supreme Court in this matter on June 24, 2013.

1. On January 22, 2013, the Court entered an order staying this matter pending resolution of the matter before the Supreme Court. *See* Docket Entry 216.
2. The Court also directed the parties to inform the Court following a resolution of the Supreme Court proceeding. *Id.*
3. On June 24, 2013, the Supreme Court issued an opinion reversing the Fifth Circuit Court of Appeals' decision regarding Plaintiff's retaliation claim and remanding the matter for further proceedings consistent with its opinion.
4. The Supreme Court's opinion is attached hereto as Exhibit A and is available at http://www.supremecourt.gov/opinions/12pdf/12-484_o759.pdf.

5. The judgment, however, has not yet been issued by the Supreme Court. *See Sup. Ct. R. 45.*

6. The Clerk of Court's Office of the U.S. Supreme Court has also informed UT Southwestern that the judgment will not issue for at least 25 days following the date of the opinion, and that should a timely petition for rehearing be filed, the judgment will be further stayed pending the Supreme Court's ruling on the petition for rehearing. *See Exhibit B.*

Dated: July 2, 2013

Respectfully submitted,

By: /s/ William R. Burns

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*Attorneys for The University of Texas
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CERTIFICATE OF SERVICE

I certify that on July 2, 2013, a true and correct copy of the foregoing was electronically filed with the Clerk of the Court and served on all parties of record using the CM/ECF System.

/s/ William R. Burns
William R. Burns